

In re Application of: Rexroad, John
Application No.: 09/193,989
Atty. Docket No.: PHLV0736-036

Art Group: 1771
Examiner: Ruddock, Ula C.

1771

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Rexroad, John
Serial No.: 09/193,989
Filed: 11/18/1998

Art Group: 1771
Examiner: Ruddock, Ula C.
Atty. Docket No.:
PHLV0736-036

Handwritten signature and date 4/14/03

For: Shrinking Net and System

Box Fee Amendment
Assistant Commissioner for Patents
Washington, D.C. 20231

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Response to Office Action Dated 12/31/2002

Dear Examiner:

Responsive to the Office Action dated 12/31/2002, kindly amend the subject application as follows:

REMARKS

Claim Status

Claims 1-12 are pending in the Application. The Examiner has rejected claims 1-12.

Claim Rejections – Double Patenting

The Examiner has rejected claims 1-12 under the judicially created doctrine of obviousness-type double patenting. The Examiner rejected claims 1-12 as unpatentable over claims 1-9 of U.S. Patent No. 5,848,665. The Examiner has also rejected claims 1-12 as unpatentable over claims 7-9 of U.S. Patent No. 6,076,448. In both cases, the Examiner indicated that while the conflicting claims are not identical, they are not patently distinct from each other.

Applicant has enclosed herein a terminal disclaimer to overcome these rejections.

Conclusion

Applicant believes he has addressed and responded to every point raised in the Examiner's office action. Accordingly, Applicant respectfully requests that this patent

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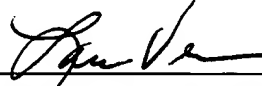
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application be placed in a position for issuance.

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Respectfully submitted,

Date: 3/31/03


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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage paid, in an envelope addressed to:

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